

Practitioner's Docket No. 100560.0009US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael Poirier, Vijay K. Mahant

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Application No.: 09/977,930

Group No.: 1641

Filed: October 11, 2001

Examiner: Lam, Ann Y.

For: SEMI-CONTINUOUS BLOOD SEPARATION USING MAGNETIC BEADS

JAN 20 2006

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Examiner, mailed September 20, 2005, finally rejecting claims 1-6.

I STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on October 11, 2001.

01/24/2006 EFLORES 00000053 502191 09977930

01 FC:2401 250.00 DA
02 FC:2251 60.00 DACERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10^{*}
(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10^{*}

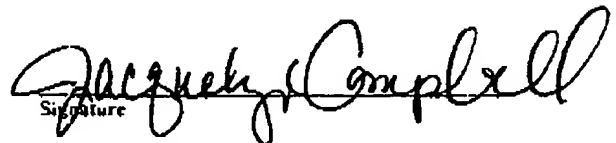
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Date: 1/20/06

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^{*} Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or certification under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or first class transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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2 FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

JAN 20 2006

Small entity \$250.00

Notice of Appeal fee due \$250.00

3 EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4))
for one month:

Fee \$60.00

If an additional extension of time is required, please consider this a petition therefor.

4 TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$250.00

Extension fee \$60.00

TOTAL FEE DUE \$310.00

5 FEE PAYMENT

Authorization is hereby made to charge the amount of \$310.00 to Deposit Account No. 502191

Charge any additional fees required by this paper or credit any overpayment in the manner
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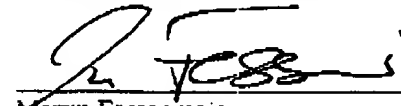
A duplicate of this transmittal is attached.

6 FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required,
charge Deposit Account No. 502191

Date:

1/20/06


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